

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CR2008-031021-001 DT

10/21/2014

HON. SHERRY K. STEPHENS

CLERK OF THE COURT
K. Schermerhorn
Deputy

STATE OF ARIZONA

JUAN M MARTINEZ

v.

JODI ANN ARIAS (001)

KIRK NURMI
JENNIFER L WILLMOTT

CAPITAL CASE MANAGER

TRIAL MINUTE ENTRY
DAY SEVEN

Courtroom SCT-5C

State's Attorney:	Juan Martinez
Defendant's Attorney:	Kirk Nurmi & Jennifer Willmott
Defendant:	Present

Court Reporter, Mike Babicky, is present.

A record of the proceeding is also made by audio and/or videotape.

9:52 a.m. Trial to Jury continues from 10/8/14.

The jury panel is present.

Both sides announce ready.

Court and counsel discuss matters.

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Juror 115, now Juror 14, is excused over the objection by Defense.

Counsel having exercised their peremptory challenges and the jury list having been stricken, the following 18 persons are duly selected and sworn to act as trial jurors in this cause:

Trial Jurors: #3, 16, 26, 29, 38, 60, 69, 79, 82, 87, 92, 108, 114, 116, 130, 138, 139 and 161.

Preliminary Penalty Phase Instructions are read to the Jury in open Court.

Filed: Preliminary Penalty Phase Instructions

10:29 a.m. The Jury leaves the courtroom and Court remains in session.

Court and counsel discuss matters.

10:31 a.m. Court stands at recess.

10:47 a.m. Court reconvenes with respective counsel and the Defendant present.

Court Reporter, Mike Babicky, is present.

A record of the proceeding is also made by audio and/or videotape.

The Jury is present.

Court and counsel discuss matters.

The Defendant's opening statements are heard.

The State's opening statements are heard.

12:20 p.m. The Jury leaves the courtroom and Court remains in session.

Court and counsel discuss matters.

Defendant's Motion for Mistrial is argued and denied.

IT IS ORDERED granting the motions in limine re smuggling contraband, changing counsel and threats against trial participants and lacking remorse.

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Court and counsel discuss matters.

12:28 p.m. Court stands at recess.

1:46 p.m. Court reconvenes with respective counsel and the Defendant present.

Court Reporter, Mike Babicky, is present.

A record of the proceeding is also made by audio and/or videotape.

The Jury is not present.

Court and counsel discuss matters.

1:51 p.m. The Jury is now present.

Court and counsel discuss matters.

State's opening statements continue.

The State's case commences.

Michael Melendez is sworn and testifies.

Exhibit 214 is opened by the State.

LET THE RECORD REFLECT the Court has received a question from the Jury. Same is discussed by Court and counsel and is asked of the witness.

Filed: Juror Question (1)

The witness steps down but is subject to recall.

Esteban Flores is sworn and testifies.

3:02 p.m. The Jury leaves the courtroom and Court stands at recess.

3:18 p.m. Court reconvenes with respective counsel and the Defendant present.

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Court Reporter, Mike Babicky, is present.

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The Jury is present.

Esteban Flores testifies further.

4:27 p.m. The Jury leaves the courtroom and Court remains in session.

Court and counsel discuss matters.

4:43 p.m. Court stands at recess until 10/22/14 at 9:30 a.m. in this division.

This case is eFiling eligible: <http://www.clerkofcourt.maricopa.gov/efiling/default.asp>.
Attorneys are encouraged to review Supreme Court Administrative Order 2011-140 to determine their mandatory participation in eFiling through AZTurboCourt.